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Counsel to Eagle Eye Advance LLC

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION**

In re:)	
)	Chapter 11
EMPIRE COUNTERTOPS, LLC)	
)	Case No. 22-41686-BTR
Debtor.)	
)	
)	
EMPIRE COUNTERTOPS, LLC,)	
)	
Plaintiff,)	Adv. Proc. No. 22-04066
)	
v.)	
)	Hearing: December 15, 2022
JPMORGAN CHASE & CO., <i>et al.</i> ,)	
)	<i>Motion for Preliminary Injunction</i>
Defendants.)	
)	

EAGLE EYE ADVANCE LLC’S LIST OF WITNESSES AND EXHIBITS

Eagle Eye Advance LLC (“Eagle Eye”), by counsel, submits the following as its List of Witnesses and Exhibits to be relied upon at the hearing on the *Request for Preliminary Injunction* contained within the Debtor’s *Complaint Seeking Turnover of Property Under 11*

U.S.C. § 542 and Application for Injunctive Relief [Docket No. 1] (the “Injunction Motion”) filed by Empire Countertops, LLC (the “Debtor”):

WITNESSES

Eagle Eye hereby identifies the following individuals which may be called in connection with the hearing on the Debtor’s Injunction Motion:

1. Elliot Shasho;
2. Erica R. Gilerman; and
3. Any other witness listed on the Debtor’s or any other party in interest’s lists of witnesses.

EXHIBITS

Eagle Eye hereby identifies the following exhibits, which are attached hereto, that Eagle Eye may seek to introduce as evidence in connection with the hearing on the Debtor’s Injunction Motion:

<u>Exhibit</u>	<u>Document</u>	<u>Offered</u>	<u>Objection</u>	<u>Admitted</u>
A	Standard Merchant Cash Advance Agreement Dated March 24, 2022			
B	UCC Financing Statement filed with the Texas Secretary of State as Filing Number 22-0021555244			
C	Chase Bank Statements			

In addition to the above-referenced exhibits, the Trustee may use any other exhibit listed or designated by any other party in connection with these proceedings.

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Richmond, Virginia
Dated: December 15, 2022

/s/ Brian J. Wagner

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and

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CERTIFICATE OF SERVICE

Pursuant to the Local Rules of this Court, I hereby certify under penalty of perjury that on December 15, 2022, a true and correct copy of the foregoing document was served on all necessary parties via the Court's CM/ECF.

/s/ Brian J. Wagner

Counsel